

APPEAL, CLOSED, CONSOL, TYPE-I

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-00211-PLF**

LONG et al v. UNITED STATES DEPARTMENT OF
JUSTICE

Assigned to: Judge Paul L. Friedman
Case in other court: USCA-DC, 07-05122
Cause: 05:552 Freedom of Information Act

Date Filed: 02/07/2000
Date Terminated: 09/08/2006
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

SUSAN B. LONG

represented by **Michael Edward Tankersley**
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V.

Defendant

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Date Filed	#	Docket Text
05/12/2003		Cases Associated. (td,) (Entered: 05/12/2003)
05/12/2003	<u>161</u>	ICMS docket sheet. (td,) (Entered: 05/12/2003)
05/16/2003	<u>162</u>	Amended MOTION for Summary Judgment by DAVID BURNHAM, SUSAN B. LONG. (Attachments: # 1 Text of Proposed Order # 2 Affidavit Declaration of Susan Long# 3 Exhibit Exhibits A-L to Declaration of Susan Long)Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(Tankersley, Michael) (Entered: 05/16/2003)
06/03/2003	<u>163</u>	NOTICE by DAVID BURNHAM, SUSAN B. LONG of <i>Supplemental Support for Plaintiffs' Pending Motion for Summary Judgment</i> (Attachments: # <u>1</u> Exhibit Department of Justice Letter of April 14, 2003)(Tankersley, Michael) (Entered: 06/03/2003)
06/09/2003		MINUTE ORDER granting defendant's motion for extension of time up to and including July 11, 2003 to file its reply. Signed by Judge Paul L. Friedman on June 9, 2003. Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(ma) (Entered: 06/09/2003)
06/13/2003	<u>164</u>	MOTION for Extension of Time to File Response/Reply as to 12 Amended MOTION for Summary Judgment, 14 MOTION for Summary Judgment by DAVID BURNHAM, SUSAN B. LONG. Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(Tankersley, Michael) (Entered: 06/13/2003)
06/16/2003		MNUTE ORDER granting 17 plaintiffs' motion for extension of time to file their opposition to defendant's cross motion for summary judgment and reply in support of plaintiffs' motion for summary judgment up to and including June 16, 2003. Signed by Judge Richard J. Leon for Judge Paul L. Friedman on June 16, 2003. Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(ma) (Entered: 06/16/2003)

06/16/2003	<u>165</u>	Memorandum in opposition to motion re 14 and Reply In Support Of Plaintiffs' Resubmitted Motion For Summary Judgmt 12 with Plaintiffs' Response to Defendants Counter-Statement of Undisputed Facts filed by DAVID BURNHAM, SUSAN B. LONG. (Attachments: # <u>1</u> Affidavit Supplemental Declaration of Susan Long# <u>2</u> Exhibit Exhibit A to Supplemental Declaration of Susan Long# <u>3</u> Affidavit Declaration of Susan Kaplan)Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(Tankersley, Michael) (Entered: 06/16/2003)
06/17/2003	<u>166</u>	RESPONSE to Plaintiffs' "Notice of Supplemental Support" filed by US DEPARTMENT OF JUSTICE. (Goitein, Elizabeth) (Entered: 06/17/2003)
08/11/2003	<u>167</u>	ORDER granting motion of plaintiffs for leave to file surreply addressing new authority cited in defendant's reply in support of defendant's motion for summary judgment; directing that Clerk of the Court shall file the surreply brief and its accompanying exhibit attached to plaintiffs' motion this same day; if defendant chooses to respond to plaintiff's surreply, it shall file a response of no more than seven pages on or before 8/20/02.. Signed by Judge Paul L. Friedman on August 11, 2003. (jwd) Additional attachment(s) added on 8/13/2003 (cdw,). (Entered: 08/13/2003)
08/11/2003	<u>168</u>	Surrply addressing new authority cited in defendant's reply in support of defendant's motion for summary judgment by DAVID BURNHAM, SUSAN B. LONG Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(td,) (Entered: 08/14/2003)
08/13/2003		The document image has been added to docket entry number 167. Please see docket sheet. (cdw) (Entered: 08/13/2003)
03/12/2004	<u>169</u>	NOTICE of Appearance by Scott Lawrence Nelson on behalf of all plaintiffs (Nelson, Scott) (Entered: 03/12/2004)
11/01/2005	<u>170</u>	ORDER that on or before November 16, 2005, each party shall file with the Court a notice of no more than ten pages in length, apprising the Court of any recent case law relevant to its arguments as set forth in the briefs. Signed by Judge Paul L. Friedman on November 1, 2005. (MA) (Entered: 11/01/2005)
11/01/2005	<u>171</u>	ORDER that on or before November 16, 2005, each party shall file with the Court a notice of no more than ten pages in length, apprising the Court of any recent case law relevant to its arguments as set forth in the briefs. Signed by Judge Paul L. Friedman on November 1, 2005. (MA) Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF (Entered: 11/01/2005)
11/14/2005	<u>172</u>	Unopposed MOTION for Extension of Time to <i>File Notices of Recent Case Law</i> by UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(Goitein, Elizabeth) (Entered: 11/14/2005)
11/15/2005		MINUTE ORDER granting <u>172</u> defendant's unopposed motion for extension of time up to and including November 30, 2005 for both parties to file notices of recent case law. Signed by Judge Paul L. Friedman on November 15, 2005. (MA) (Entered: 11/15/2005)
11/15/2005		MINUTE ORDER granting <u>26</u> defendant's unopposed motion for extension of time up to and including November 30, 2005 for both parties to file notices of recent case law. Signed by Judge Paul L. Friedman on November 15, 2005. Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(MA) (Entered: 11/15/2005)
11/30/2005	<u>173</u>	NOTIFICATION OF SUPPLEMENTAL AUTHORITY by SUSAN B. LONG, DAVID BURNHAM (Attachments: # <u>1</u> Opinion in Gerstein v. DOJ)(Nelson, Scott) (Entered: 11/30/2005)
11/30/2005	<u>174</u>	ENTERED IN ERROR. . . NOTICE of <i>Recent Case Law</i> by UNITED STATES DEPARTMENT OF JUSTICE (Goitein, Elizabeth) Modified on 12/1/2005 (td,). (Entered: 11/30/2005)

11/30/2005	<u>175</u>	NOTICE of Recent Case Law by UNITED STATES DEPARTMENT OF JUSTICE Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(Goitein, Elizabeth) (Entered: 11/30/2005)
11/30/2005		NOTICE OF CORRECTED DOCKET ENTRY: re <u>174</u> Notice (Other) was entered in error and refiled as document no. 175. Document was inadvertently filed twice. (td,) (Entered: 12/01/2005)
03/30/2006	<u>176</u>	ORDER granting in part 10 plaintiffs' motion for partial summary judgment filed in Civil Action No. 00-0211, granting in part and denying in part 126 defendant's motion for summary judgment filed in Civil Action No. 00-0211, granting in part and denying in part 135 plaintiffs' motion for partial summary judgment on the Department's Revised Exemption Claims and plaintiffs' claims concerning notice of delay and fee waiver filed in Civil Action No. 00-0211 granting in part and denying in part <u>162</u> plaintiffs' resubmitted motion for summary judgment filed in Civil Action No. 00-0211, granting in part and denying in part 12 plaintiffs' resubmitted motion for summary judgment filed in Civil Action No. 02-2467, and granting in part and denying in part 14 defendant's motion for summary judgment filed in Civil Action No. 02-2467. An opinion explaining the reasoning underlying this order will issue shortly. Signed by Judge Paul L. Friedman on March 30, 2006. (MA) (Entered: 03/30/2006)
03/30/2006	<u>177</u>	ORDER granting in part 10 plaintiffs' motion for partial summary judgment filed in Civil Action No. 00-0211, granting in part and denying in part 126 defendant's motion for summary judgment filed in Civil Action No. 00-0211, granting in part and denying in part 135 plaintiffs' motion for partial summary judgment on the Department's Revised Exemption Claims and plaintiffs' claims concerning notice of delay and fee waiver filed in Civil Action No. 00-0211 granting in part and denying in part <u>162</u> plaintiffs' resubmitted motion for summary judgment filed in Civil Action No. 00-0211, granting in part and denying in part 12 plaintiffs' resubmitted motion for summary judgment filed in Civil Action No. 02-2467, and granting in part and denying in part 14 defendant's motion for summary judgment filed in Civil Action No. 02-2467. An opinion explaining the reasoning underlying this order will issue shortly. Signed by Judge Paul L. Friedman on March 30, 2006. (MA)Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(MA,) (Entered: 03/30/2006)
09/08/2006	<u>178</u>	OPINION denying as moot plaintiffs' first motion for partial summary judgment filed in #00-0211, granting in part and denying in part plaintiffs' second motion for partial summary judgment filed in #00-0211 and plaintiffs' motion for summary judgment filed in #02-2467, granting in part and denying in part defendant's motions for summary judgment filed in both #00-0211 and #02-2467. The Court will issue this same date an amended order directing defendant to release specific categories of records in accordance with this opinion. Signed by Judge Paul L. Friedman on September 8, 2006. (MA)Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF (Entered: 09/08/2006)
09/08/2006	<u>179</u>	AMENDED ORDER. Signed by Judge Paul L. Friedman on September 8, 2006. Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(MA)Presiding Judge: Friedman, Paul L. (Entered: 09/08/2006)
09/19/2006	<u>180</u>	Consent MOTION for Extension of Time to <i>File Motions for Attorneys' Fees and Bills of Costs</i> by SUSAN B. LONG, DAVID BURNHAM. (Attachments: # <u>1</u> Text of Proposed Order)(Nelson, Scott) (Entered: 09/19/2006)
09/20/2006		MINUTE ORDER granting <u>180</u> plaintiffs' consent motion for entry of an order extending time for filing motions for attorneys' fees and bill of costs. Signed by Judge Paul L. Friedman on September 20, 2006. (MA) (Entered: 09/20/2006)
09/22/2006	<u>181</u>	MOTION to Alter Judgment, MOTION for Reconsideration, MOTION to Stay by UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit A (Declaration of Christopher Jeffries)# <u>2</u> Exhibit B (Declaration of Richard L. Murphy))Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(Tannenbaum, Andrew) (Entered: 09/22/2006)

10/03/2006	<u>182</u>	Consent MOTION for Extension of Time to File Response/Reply as to 33 MOTION to Alter Judgment MOTION for Reconsideration MOTION for Reconsideration MOTION to Stay MOTION to Stay by SUSAN B. LONG, DAVID BURNHAM. (Attachments: # <u>1</u> Text of Proposed Order)Associated Cases: 1:02-cv-02467-PLF,1:00-cv-00211-PLF(Nelson, Scott) (Entered: 10/03/2006)
10/04/2006		MINUTE ORDER granting <u>182</u> Consent Motion for Extension of Time to Respond to Defendant's Motion for Reconsideration or to Alter or Amend Judgment. Plaintiff shall file a response on or before October 16, 2006. Signed by Judge Paul L. Friedman on 10/4/06. (lcplf1) (Entered: 10/04/2006)
10/04/2006		MINUTE ORDER granting 34 Consent Motion for Extension of Time to Respond to Defendant's Motion for Reconsideration or to Alter or Amend Judgment. Plaintiff shall file a response on or before October 16, 2006. Signed by Judge Paul L. Friedman on 10/4/06. (lcplf1) (Entered: 10/04/2006)
10/04/2006		Reset Deadlines: Response to <u>181</u> motion for reconsideration due by 10/16/2006. (mm) (Entered: 10/04/2006)
10/13/2006	<u>183</u>	Memorandum in opposition to re <u>181</u> MOTION to Alter Judgment MOTION for Reconsideration MOTION for Reconsideration MOTION to Stay MOTION to Stay filed by SUSAN B. LONG, DAVID BURNHAM. (Attachments: # <u>1</u> Affidavit Declaration of Susan B. Long in Opposition to Defendant's Motion for Reconsideration# <u>2</u> Text of Proposed Order)(Nelson, Scott) (Entered: 10/13/2006)
10/20/2006	<u>184</u>	MOTION for Extension of Time to File Response/Reply by UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Goitein, Elizabeth) (Entered: 10/20/2006)
10/23/2006		MINUTE ORDER granting <u>184</u> defendant's unopposed motion for extension of time up to and including November 2, 2006 to file reply in support of motion for reconsideration. Signed by Judge Paul L. Friedman on October 23, 2006. (MA) (Entered: 10/23/2006)
10/23/2006		Set Deadline: Defendant's reply to <u>181</u> motion for reconsideration due by 11/2/2006. (mm) (Entered: 10/24/2006)
10/24/2006	<u>185</u>	SECOND AMENDED ORDER AND JUDGMENT. Signed by Judge Paul L. Friedman on October 24, 2006. (MA) (Entered: 10/24/2006)
10/25/2006		MINUTE ORDER granting the defendant's consented-to request for a stay; the Court's Order is stayed until 10 days following the Court's resolution of the motion to alter or amend the judgment. Signed by Judge Paul L. Friedman on 10/25/06. (lcplf1) (Entered: 10/25/2006)
11/02/2006	<u>186</u>	REPLY to opposition to motion re <u>181</u> MOTION to Alter Judgment, MOTION for Reconsideration, MOTION to Stay filed by UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Second Declaration of Christopher Jeffries)(nmw,) (Entered: 11/03/2006)
12/15/2006	<u>187</u>	STATUS REPORT <i>on the Progress of Defendant's Investigation Into the Status of the Mid-Year 1999 and Mid-Year 2000 Central System Data</i> by UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Declaration of William G. Stewart II# <u>2</u> Declaration of David Barrow# <u>3</u> Declaration of John G. Garvey)(Goitein, Elizabeth) (Entered: 12/15/2006)
02/01/2007	<u>188</u>	STATUS REPORT <i>on the Progress of Defendant's Investigation into the Status of the Mid-Year 1999 and Mid-Year 2000 Central System Data</i> by UNITED STATES DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Declaration of Sharon Newman)(Goitein, Elizabeth) (Entered: 02/01/2007)
02/02/2007	<u>189</u>	ORDER granting in part and denying in part <u>181</u> Motion to Alter Judgment, granting in part and denying in part <u>181</u> Motion for Reconsideration, granting in part and denying in part <u>181</u> Motion to Stay. Signed by Judge Paul L. Friedman on February 2, 2007. (MA) (Entered: 02/02/2007)

02/02/2007	<u>190</u>	OPINION granting in part and denying in part defendant's motion for reconsideration of the court's opinion and order of 9/8/06 or in the alternative to alter or amend the judgment in this case. An order consistent with this opinion will issue this same day. Signed by Judge Paul L. Friedman on February 2, 2007. (MA) (Entered: 02/02/2007)
02/12/2007	<u>191</u>	Consent MOTION to Stay <i>Pending Consideration of Whether to Appeal and Pending Any Appeal</i> by UNITED STATES DEPARTMENT OF JUSTICE. (Tannenbaum, Andrew) (Entered: 02/12/2007)
02/13/2007		MINUTE ORDER granting <u>191</u> defendant's consent motion for a stay pending consideration of whether to appeal and pending any appeal. Signed by Judge Paul L. Friedman on February 13, 2007. (MA) (Entered: 02/13/2007)
03/28/2007	<u>192</u>	NOTICE OF SUBSTITUTION OF COUNSEL by James J. Schwartz on behalf of UNITED STATES DEPARTMENT OF JUSTICE Substituting for attorney Elizabeth Goitein (Schwartz, James) (Entered: 03/28/2007)
03/30/2007	<u>193</u>	NOTICE OF APPEAL as to <u>179</u> Order, <u>189</u> Order on Motion to Alter Judgment,, Order on Motion for Reconsideration,, Order on Motion to Stay, <u>185</u> Order by UNITED STATES DEPARTMENT OF JUSTICE. Fee Status: No Fee Paid. Parties have been notified. (Schwartz, James) (Entered: 03/30/2007)
04/03/2007		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>193</u> Notice of Appeal, (lc,) (Entered: 04/03/2007)
04/03/2007	<u>194</u>	NOTICE OF APPEAL as to <u>179</u> Order, <u>189</u> Order on Motion to Alter Judgment,, Order on Motion for Reconsideration,, Order on Motion to Stay, <u>185</u> Order by SUSAN B. LONG, DAVID BURNHAM. Filing fee \$ 455, receipt number 4616003337. Fee Status: Fee Paid. Parties have been notified. (td,) (Entered: 04/04/2007)
04/04/2007		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>194</u> Notice of Appeal, (td,) (Entered: 04/04/2007)
04/13/2007		USCA Case Number 07-5112 for <u>194</u> Notice of Appeal, filed by DAVID BURNHAM, SUSAN B. LONG. (td,) (Entered: 04/16/2007)
04/17/2007		USCA Case Number 07-5122 for <u>194</u> Notice of Appeal, filed by DAVID BURNHAM, SUSAN B. LONG. (lc,) (Entered: 04/18/2007)
06/04/2007	<u>195</u>	Joint MOTION for Extension of Time to <i>Defer Fee Issues Until Resolution of Appeals</i> by SUSAN B. LONG, DAVID BURNHAM, UNITED STATES DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Nelson, Scott) (Entered: 06/04/2007)
06/06/2007		MINUTE ORDER granting <u>195</u> joint motion to defer fee issues until resolution of appeals. Signed by Judge Paul L. Friedman on June 6, 2007. (MA) (Entered: 06/06/2007)